

Dec-24-08 11:01am From-SIMBAS LTD

416595 7306

T-503 P.001/017 F-966

1, Ashton & McKay LLP**Sim & McBurney**
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DEC 24 2008**DATE:** December 23, 2008

Our Ref: 7865-206 MIS:jb

Application No: 10/517,277

TO:	FAX #	PHONE #
US Patent and Trademarks Office Mail Stop AMENDMENT	(571) 273-8300	

Total Number of Pages (Including This Page): 18**FROM:** Michael I. Stewart / 416-849-8400**COMMENTS:**

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PTO/SB/21 (11-08)

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FORM

(to be used for all correspondence after initial filing)

Total Number of Pages In This Submission

17

Application Number

10/517,277

Filing Date

April 5, 2006

First Named Inventor

Rodka Milanova

Art Unit

1656

Examiner Name

Marsha M. Tsey

Attorney Docket Number

7865-206 MIS:jb

ENCLOSURES (Check all that apply)

- Fee Transmittal Form
 Fee Attached
- Amendment/Reply
 After Final
 Affidavits/declaration(s)
- Extension of Time Request
 Express Abandonment Request
 Information Disclosure Statement
- Certified Copy of Priority Document(s)
 Reply to Missing Parts/
 Incomplete Application
 Reply to Missing Parts
 under 37 CFR 1.52 or 1.53

- Drawing(s)
 Licensing-related Papers
 Petition
 Petition to Convert to a Provisional Application
 Power of Attorney, Revocation
 Change of Correspondence Address
 Terminal Disclaimer
 Request for Refund
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 Landscape Table on CD

After Allowance Communication to TC

- Appeal Communication to Board of Appeals and Interferences
 Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
 Proprietary Information
 Status Letter
 Other Enclosure(s) (please identify below):

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Sim & McBurney

Signature

Printed name

Michael I. Stewart

Date

December 23, 2008

Reg. No. 24,973

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

Michael I. Stewart

Date December 23, 2008

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PTO/SB/17 (10-08)

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL
For FY 2009** Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

Complete if Known	
Application Number	10/517,277
Filing Date	April 5, 2006
First Named Inventor	Radka Milanova
Examiner Name	Marsha M. Tsay
Art Unit	1656
Attorney Docket No.	7865-206 MIS:jb

METHOD OF PAYMENT (check all that apply)
 Check Credit Card Money Order None Other (please identify): _____

 Deposit Account Deposit Account Number: 192253 Deposit Account Name: Sim & McBurney

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

 Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee

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FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	330	165	540	270	220	110	_____
Design	220	110	100	50	140	70	_____
Plant	220	110	330	165	170	85	_____
Reissue	330	165	540	270	650	325	_____
Provisional	220	110	0	0	0	0	_____

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	
				Fee (\$)	Fee Paid (\$)

- 20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	
				Fee (\$)	Fee Paid (\$)

8 - 3 or HP = _____ x 220.00 = 110.00

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

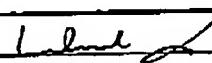
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	Fees Paid (\$)

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): _____

SUBMITTED BY		Registration No. (Attorney/Agent) 24,973	Telephone 416-849-8400
Signature			
Name (Print/Type)	Michael I. Stewart		Date December 23, 2008

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl'n. No. : 10/517,277 Confirmation No.: 2819
1st Named Inventor: Radka Milanova
Filed : April 5, 2006
Title : PROTEIN EXTRACTION FROM CANOLA OIL SEED MEAL
TC./A.U. : 1656
Examiner : Marsha M. Tsay
Docket No. : 7865-206 MIS/jb
Customer No.: 24223
Date : December 23, 2008

BY COURIER

Mail Stop Amendment
Commissioner of Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
U.S.A.

AMENDMENT

Sir:

In response to the Office Action of September 29, 2008, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 14 of this paper.

12/30/2008 EFLORES 00000102 192253 10517277
01 FC:1614 1100.00 DA